

# Merchant & Gould

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**Fax Transmission** | February 27, 2003

TO: Commissioner for  
Patents  
Attn: Examiner Bruce Snow  
Patent Examining Corps  
Facsimile Center  
Washington, D.C. 20231

FROM: Nancy J. Parsons

OUR REF: 6683.26USC1  
TELEPHONE: 612.336.4769

Total pages, including cover letter: 12

PTO FAX NUMBER 1-703-872-9303

If you do NOT receive all of the pages, please telephone us at 612.336.4664, or fax us at 612.332.9081.

Title of Document Transmitted: Amendment  
Applicant: Kohrs  
Serial No.: 09/777,631  
Filed: 02/06/2001  
Group Art Unit: 3738  
Our Ref. No.: 6683.26USC1

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By: Nancy J. Parsons  
Name: Nancy J. Parsons  
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Date 2/27/03

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Amended  
(N.E.)  
A. Byer

RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
ART UNIT 3738

PATENT 3/3/03

S/N 09/777,631

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Kohrs	Examiner:	B. Snow
Serial No.:	09/777,631	Group Art Unit:	3738
Filed:	February 6, 2001	Docket No.:	6683.26USC1
Title:	INTERVERTEBRAL IMPLANT WITH REDUCED CONTACT AREA AND METHOD		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being transmitted via facsimile to: TC3700, Commissioner for Patents, Washington, D.C. 20231 on February 27, 2003.

By: Nancy J. Parsons

AMENDMENT UNDER 37 C.F.R. § 1.116

Box AF  
Commissioner for Patents  
Washington, D.C. 20231

VIA FACSIMILE  
TC3700  
703-872-9303

Dear Sir:

In response to the Office Action mailed November 27, 2002, please amend the above-referenced application for patent as follows:

In the claims:

Please cancel claims 48, 51 and 52, amend claims 1, 40 and 49, and add new claims 53 - 57 to read as set forth below:

1. (Twice Amended) An implant for intervertebral fusion between opposing vertebrae, said implant comprising:
  - an implant body having a first end and a second end spaced along a longitudinal axis of the body, said first end having a first diameter and said